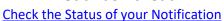


### WETLANDS PERMIT-BY-NOTIFICATION (PBN)

### Water Division/Land Resources Management Wetlands Bureau





RSA/Rule: RSA 482-A/ Env-Wt 100-900

APPLICANT'S NAME: James P. & Nancy M. Hurrell

			File No.:
Administrative	Administrative	Administrative	Check No.:

**TOWN NAME:** Hampton

		File No.:
	Administrative	Check No.:
Only	Only	Amount:
		Initials:
	Use	Use Use

To ensure your project is eligible for a Permit-by-Notification (PBN) and includes all required information, please review all sections of this application form and the "Permit-by-Notification: Attachment Checklist & Additional Instructions". The <u>project-specific activity checklist</u> that corresponds to the PBN you are applying for may also be used to facilitate submission.

Terms in **bold font** are defined on the attached Definition of Terms page.

SEC	SECTION 1 - GENERAL CRITERIA					
a.	Does the project deviate from the standards and conditions specified in Env-Wt 307 or deviate from the applicable provisions of Env-Wt 500, Env-Wt 600, or Env-Wt 900 (Env-Wt 309.06(b))?	☐ Yes ⊠ No				
b.	Does the project include activities that are prohibited under RSA 482-A (Env-Wt 306.02(a)(2))?	Yes 🛛 No				
c.	Does the project include activities that do not follow or meet the applicable best management practices (Env-Wt 306.02(a)(3))?	Yes No				
d.	Does the project involve work in any jurisdictional area that was commenced prior to obtaining the applicable approval (Env-Wt 306.02(b)) (i.e. after-the-fact work)?	Yes No				
e.	Is the project located in a <u>priority resource area</u> other than a documented occurrence of <u>protected species or habitat</u> (Env-Wt 309.01(b)(3))?	Yes No				
If you answered "Yes" to any of the above questions, you cannot use this form and must file a <u>Standard Permit</u> <u>Application (NHDES-W-06-012)</u> . If you answered "No" to all of the above questions, proceed to Section 2.						

SECTION 2 – PROJECT-SPECIFIC CRITERIA	A (Env-Wt 309.06)			
The following project types may be eligible for a PBN. If your project is not listed below, you cannot use this form. To confirm eligibility, please refer to the project-specific checklist that corresponds to the selected PBN project type.  † Pursuant to Env-Wt 309.07(h), these projects are exempt from obtaining a conservation commission signature in				
order to qualify for expedited PBN	• •		,	
‡Pursuant to Env-Wt 309.07(i), these local river management advisory co	ommittee (LAC) sig	gnature if the projec		· · · · · · · · · · · · · · · · · · ·
Env-Wt 103.27 in order to qualify fo	or expedited PBN	review.		_
Exotic aquatic weed control activities not exceeding one acre that comply with Env-Wt 510.08(a)	_	acement of an wall that complies 514.07(a)(3) †	L	Agricultural activities that comply with Env-Wt 522.06(a)
Replenishment of an existing legal beach that complies with Env-Wt 511.07(a) †	existing legal	or repair of an boathouse that Env-Wt 515.07(a)	+	A temporary coffer dam that complies with Env-Wt 526.06(f)
Repair or replacement of an existing legal deck or patio that complies with Env-Wt 511.08(a) †	Repair or repl	acement of a boat Env-Wt 518		Maintenance of an existing legal tidal docking structure that complies with Env-Wt 606.17(b) †
Installation of a new seasonal dock that complies with Env-Wt 513.24(a)	_	a dry hydrant that Env-Wt 518.07(a)		Repair of an existing legal tier 1 or tier 2 stream crossing that complies with Env-Wt 903.01(e)(2) †‡
Repair or replacement of an existing legal docking structure that complies with Env-Wt 513.24(a) †	_	ities that are not SPN and comply w 5(a)	<u>rith</u>	Repair of an existing legal tier 3 stream crossing that complies with Env-Wt 903.01(e)(3) †‡
Installation of a dock anchoring pad that complies with Env-Wt 513.24(a)(1)c	_	es that are not SPN and comply w 6(a)	<u>rith</u>	Replacement of an existing legal tier 1 stream crossing that complies with Env-Wt 903.01(e)(4) †
Installation of a watercraft lift that complies with Env-Wt 513.24(a)(1)a	to a single-far	residential utilities mily home that Env-Wt 521.06(a)(		Installation of a temporary tier 1 or tier 2 crossing that complies with Env-Wt 903.01(e)(5)
Installation of a new canopy that complies with Env-Wt 513.27(a)				
SECTION 3 - PROJECT LOCATION (Env-Wt 309.07(b)) A separate application must be filed with each municipality that jurisdictional impacts will occur in.				
ADDRESS: 43 Harbor Road TOWN/CITY: Hampton				
TAX MAP/LOT NUMBER: Map 295, Lot 52				
NAME OF WATER BODY, WETLAND, OR OTHER JURISDICTIONAL AREA: Hampton Harbor				
LATITUDE (in decimal degrees to five de X:1,211,520.845	LONGITUDE (in decimal degrees to five decimal places): Y: 147,288.5487			

### SECTION 4 - PROJECT DESCRIPTION AND IMPACT AREA (Env-Wt 309.07(c))

Provide a description of the project, including a list of the work items to be performed and detailed dimensions of the size of the impacts in jurisdictional areas. Identify the type of landform to be affected, including the type of wetland and type of soils.

DESCRIPTION: The proposes 524 sq. ft. of permanent impact to tidal wetlands for the repair/replacement of an existing tidal docking structure consisting of a 4.5' x 14' accessway, 233 sq. ft. deck/pier, 2' x 14' gangway and a 10' x 20' float.

IMPACT AREAS: Fill out the table below, indicating square feet (SF) and/or linear feet (LF) of impacts, as applicable. Temporary impacts are impacts not intended to remain (and will be fully restored to pre-construction conditions) after the project is completed.

NOTE: For new seasonal dock projects, please enter the square footage of the proposed dock in the permanent impact column of the applicable resource.

Jurisdictional Area	Permanent (SF/LF)	Temporary (SF/LF)	Jurisdictional Area	Permanent (SF/LF)	Temporary (SF/LF)
Forested Wetland			Lake	/	/
Emergent Wetland			Pond	/	/
Wet Meadow			Tidal Water	524 /	1
Intermittent Stream/ Ephemeral Stream	/	/	Previously- developed Upland in Tidal Buffer Zone		
Perennial Stream / River	/	/	Other		

### SECTION 5 - MINIMUM IMPACT PROJECT PROVISION (Env-Wt 309.07(c)(1))

Identify the applicable minimum project provision in Env-Wt 500, Env-Wt 600, or Env-Wt 900, as applicable, and any required project-specific information. In lieu of a narrative for this section, the applicant may submit the applicable Project Specific Checklist.

MINIMUM IMPACT PROJECT PROVISION: Env-Wt 513.24(a)

2020-05 Page 3 of 7

# SECTION 6 - APPLICANT (DESIRED PERMIT HOLDER) INFORMATION (Env-Wt 309.07(a)) If the applicant is a trust or a company, then the name of the trust or company should be written as the applicant's name. NAME: James P. & Nancy M. Hurrell MAILING ADDRESS: 14 Ocean Boulevard

TOWN/CITY: North Hampton STATE: NH ZIP CODE: 03862

DAYTIME PHONE: 617-320-8712 EMAIL ADDRESS: jhbeaconhill@aol.com

### SECTION 7 - NATURAL HERITAGE BUREAU (Env-Wt 309.07(b)(6))

Include the results and identification number of the investigations required by Env-Wt 306.05. *Questions related to completing the DataCheck should be directed to the Natural Heritage Bureau (NHB).* 

Natural Heritage Bureau Identification Number: NHB 22 - 0035

Attach the results **and** identification number of the **DataCheck query**.

### **SECTION 8 - CONDITIONS FOR PBNs (Env-Wt 309.09)**

Please check each box below to acknowledge that the project meets the following conditions:

All work authorized by a PBN shall comply with all applicable conditions specified in Env-Wt 307 and the applicable provisions of Env-Wt 500, Env-Wt 600, or Env-Wt 900.

Subject to Env-Wt 309.10, after the completion of work authorized by a PBN no other work that would require any permit or other authorization under RSA 482-A or subtitle Env-Wt shall be undertaken on the subject property pursuant to another PBN or EXP, or pursuant to an SPN, for a period of 12 months from the date the PBN was issued.

Within 10 days following completion of the work covered by a PBN, the person responsible for the project shall submit to the department confirmation of completion of the project, either on paper or electronically.

### SECTION 9 - REQUIRED CERTIFICATIONS (Env-Wt 309.07(d))

Initial each box below and sign the application to certify that:

# Initials:

 $\boxtimes$ 

 $\boxtimes$ 

The proposed project meets the conditions and limits of Env-Wt 307 and the applicable minimum impact project rule.

Initials:



If the project is to repair or replace a docking structure, the docking structure is an existing legal structure.

Initials:



The proposal is the alternative with the least adverse impact to jurisdictional areas, as required by Env-Wt 311.10(c).

2020-05 Page 4 of 7

### NHDES-W-06-027

Initials:	The applicant is aware of the limits of the PBN and understands and will comply with all conditions in the PBN and all applicable conditions in Env-Wt 307.				
Initials:	To the best of the signer's knowledge and belief, all required notifications have been provided.				
Initials:	The information submitted on or with the application is true, complete, and not misleading to the best of the signer's knowledge and belief.				
Initials:	<ul> <li>The signer understands that:</li> <li>The submission of false, incomplete, or misleading information constitutes grounds for NHDES to:</li> <li>Deny the application.</li> <li>Revoke any approval that is granted based on the information.</li> <li>If the signer is a certified wetland scientist, licensed surveyor, or professional engineer licensed to practice in New Hampshire, refer the matter to the joint board of licensure and certification established by RSA 310-A:1.</li> <li>The signer is subject to the penalties specified in New Hampshire law for falsification in official matters, currently RSA 641.</li> <li>The signature shall constitute authorization for the municipal conservation commission and the department to inspect the site of the proposed project, except for minimum impact trail projects, where the signature shall authorize only the department to inspect the site pursuant to RSA 482-A:6, II.</li> </ul>				
Initials:	If the applicant is not the owner of the property, each property owner signature shall constitute certification				
SECTION 10 - REQUIRED SIGNATURE (Env-Wt 309.07(d))					
SIGNATURE (OWNER):		PRINT NAME LEGIBLY:	DATE:		
SIGNATURE (APPLICANT, IF DIFFERENT FROM OWNER):		PRINT NAME LEGIBLY:	DATE:		
SIGNATURE (AGENT, IF APPLICABLE):		PRINT NAME LEGIBLY:	DATE:		
		Steven D. Riker	1/17/22		

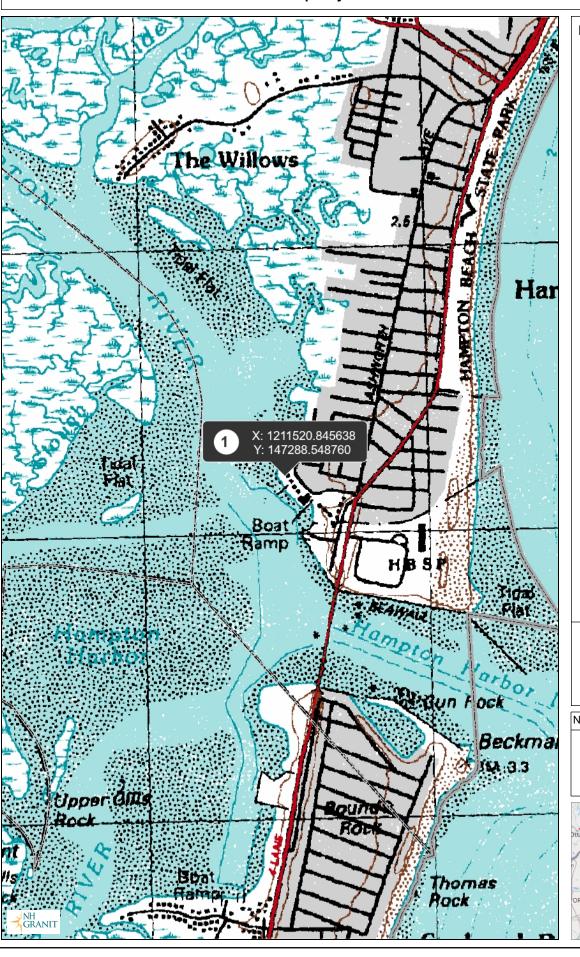
2020-05 Page 5 of 7

SECTION 11 - CONSERVATION COMMISSION SIGNATURE (Env-Wt 306.02(c); Env-Wt 309.07(h); Env-Wt 309.08(d))				
With the exception of the project types specified in Env-Wt 309.07(h), the Conservation Commission signature is necessary for NHDES to process this PBN within 10 days of receipt of an administratively complete application. If the Conservation Commission does not sign this statement for any reason where it is necessary, NHDES will process this PBN within 25 days of receipt of an administratively complete application.				
The signature below certifies that the municipal Couthe local governing body, has reviewed this application			· ·	
AUTHORIZED COMMISSION SIGNATURE:	PRINT NAME LEGIBLY:	Di	ATE:	
SECTION 12 - LOCAL RIVER MANAGEMENT ADVISO 309.07(i); Env-Wt 309.08(d))	PRY COMMITTEE (LAC) SIGNATURE	(Env-Wt 306.02)	(d); Env-Wt	
If a PBN is sought for a routine roadway maintenand not been signed by a legal representative of the LAC applicable LAC, NHDES will process this PBN within	C to indicate the right to intervene	has been waived	by the	
The signature below certifies that the LAC waives it	•			
( N/A This project is <i>not</i> within a Designated Ri	·	i		
AUTHORIZED LAC REPRESENTATIVE SIGNATURE:	PRINT NAME LEGIBLY:	D/	ATE:	
SECTION 13 - COUNTY CONSERVATION DISTRICT O	R CERTIFIED WETLAND SCIENTIST	SIGNATURE		
(Env-Wt 309.07(g))				
ONLY for agriculture PBN projects under Env-Wt 522.06, please provide a signed statement by the county conservation district or certified wetland scientist (CWS) certifying compliance with all conditions of that rule (Env-Wt 522.06(a)(2)).				
By signing below, the county conservation district or certified wetland scientist certifies compliance with all conditions of that rule.				
AUTHORIZED COUNTY CONSERVATION DISTRICT OR CWS SIGNATURE:	PRINT NAME LEGIBLY:	D	ATE:	
SECTION 14 - TOWN / CITY CLERK (RSA 482-A:3, I; Env-Wt 309.07(f))				
As required by RSA 482-A:3, I(a)(1), I hereby certify that the applicant has filed four copies of the application including all attachments with the town/city indicated below.				
TOWN/CITY CLERK SIGNATURE:	PRINT NAME LEGIBLY:			
TOWN/CITY:		DATE:		

### DIRECTIONS FOR TOWN/CITY CLERK (RSA 482-A:3, I(a)(1)):

- 1. IMMEDIATELY sign the original application form and four copies in the signature space provided above.
- 2. Return the signed original application form and attachments to the applicant so that the applicant may submit the application form and attachments to NHDES by mail or hand delivery.
- 3. IMMEDIATELY distribute a copy of the application with one complete set of attachments to each of the following bodies: the municipal Conservation Commission, the local governing body (Board of Selectmen or Town/City Council), and the Planning Board. And
- 4. Retain one copy of the application form and one complete set of attachments and make them reasonably accessible for public review.

2020-05 Page 6 of 7



### Legend

- State
- County
- $\square$  City/Town

Map Scale

1: 12,988



© NH GRANIT, www.granit.unh.edu Map Generated: 1/5/2022

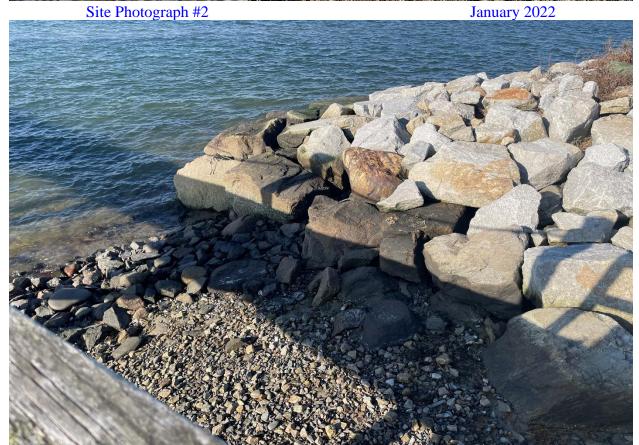
Notes





January 2022

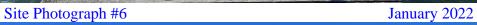












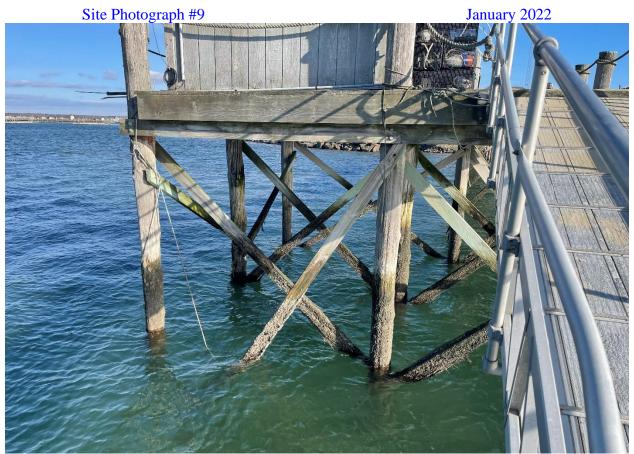


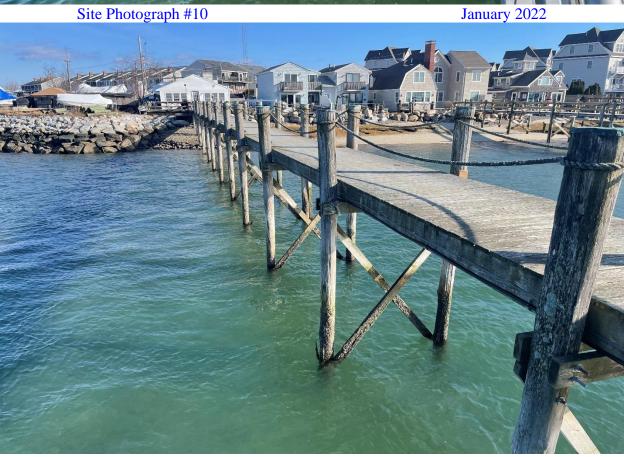
Site Photograph #7

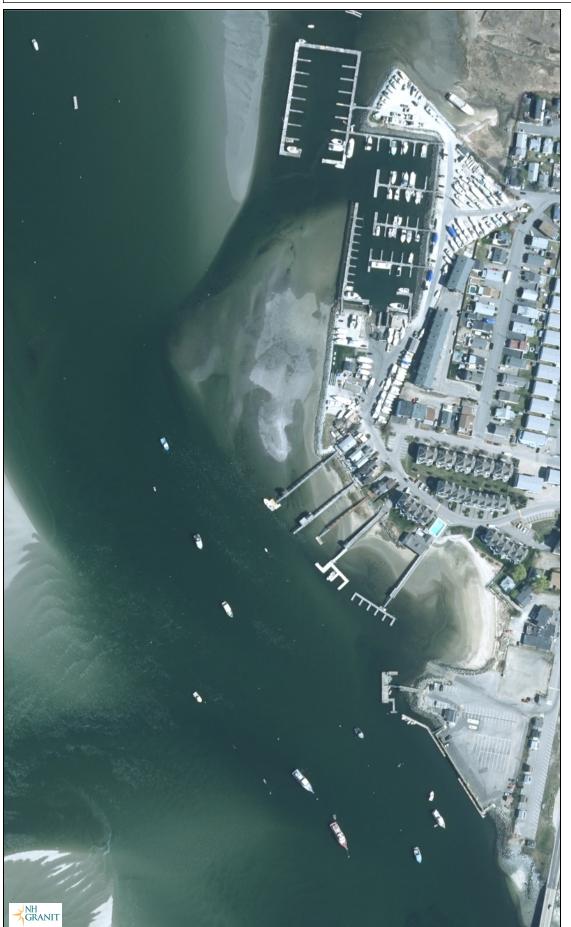












Legend

2019 NH 2015 1-foot RGB

Map Scale



© NH GRANIT, www.granit.unh.edu Map Generated: 1/5/2022

Notes

2019 Eelgrass





### Legend

Current Shellfish Beds

Blue Mussel
Oyster

Razor Clam
Softshell Clam
Surf Clam

NH 2015 1-foot RGB

Map Scale

1: 3,247

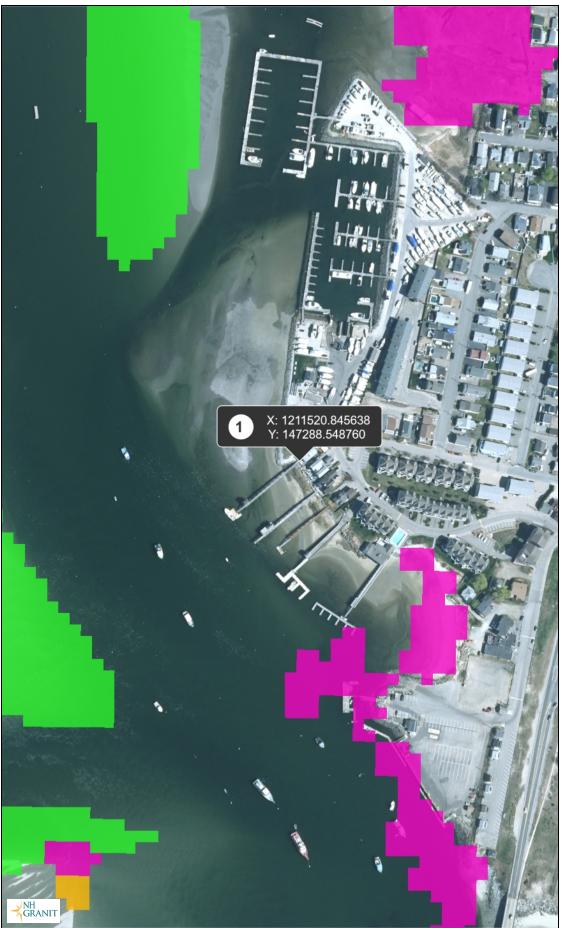


© NH GRANIT, www.granit.unh.edu Map Generated: 1/5/2022

### Notes

Current Shellfish Beds





### Legend

- State
- County
- $\square$  City/Town

WAP 2020: Highest Ranked Wildlife Habitat

- 1 Highest Ranked Habitat in NH
   2 Highest Ranked Habitat in Regior
- 3 Supporting Landscape

Map Scale

1: 3,247



© NH GRANIT, www.granit.unh.edu Map Generated: 1/5/2022

### Notes

Highest Ranked Wildlife Habitat



### New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

**To:** John Chagnon, Ambit Engineering, Inc.

200 Griffin Road

Unit 3

Portsmouth, NH 03801

From: NH Natural Heritage Bureau

Date: 1/19/2022 (valid until 1/19/2023)

Re: Review by NH Natural Heritage Bureau of request submitted 1/4/2022

**Permits:** NHDES - Wetland Permit by Notification (PBN)

# VALID ONLY FOR NOTIFICATION OR MINIMUM EXPEDITED APPLICATIONS SUBMITTED TO THE NHDES WETLANDS BUREAU

NHB ID: NHB22-0035 Applicant: Steven D. Riker

**Location:** Hampton

43 Harbor Road

Project

**Description:** The project proposes the "in-kind" replacement of an existing tidal

docking structure consisting of an 8' x 15' accessway, a 2' x 7' access stairway, a 6' x 170 fixed pier, a, 18' x 18' fixed pier section, a 4' x 28' gangway, a 12.5' x 24' float and 38 CCA treated southern yellow pile

piles that support the fixed pier.

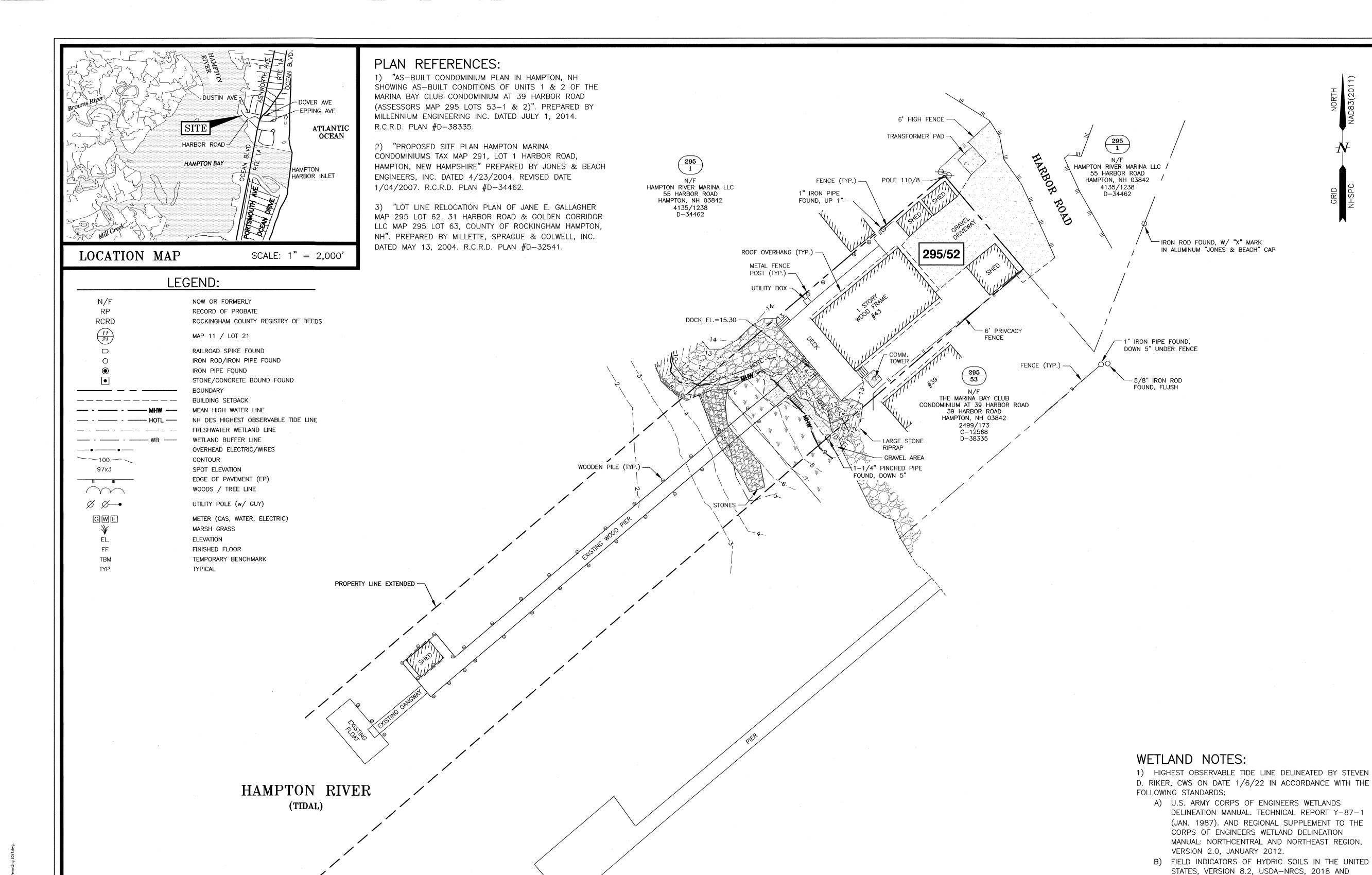
The NH Natural Heritage database has been checked by staff of the NH Natural Heritage Bureau and/or the NH Nongame and Endangered Species Program for records of rare species and exemplary natural communities near the area mapped below. The species considered include those listed as Threatened or Endangered by either the state of New Hampshire or the federal government.

It was determined that, although there was a NHB record (e.g., rare wildlife, plant, and/or natural community) present in the vicinity, we do not expect that it will be impacted by the proposed project. This determination was made based on the project information submitted via the NHB Datacheck Tool on 1/4/2022 3:12:33 PM, and cannot be used for any other project.

### New Hampshire Natural Heritage Bureau NHB DataCheck Results Letter

### MAP OF PROJECT BOUNDARIES FOR: NHB22-0035

# Hampton Falls Legend Notification points Plant Animal Community System towns



GRAPHIC SCALE

'I CERTIFY THAT THIS PLAN WAS PREPARED UNDER MY

DIRECT SUPERVISION, THAT IT IS THE RESULT OF A FIELD

SURVEY BY THIS OFFICE AND HAS AN ACCURACY OF THE

1.6.22

DATE

CLOSED TRAVERSE THAT EXCEEDS THE PRECISION OF

1:15,000,"

JOHN R. CHAGNON, LLS #738

### AMBIT ENGINEERING, INC.

Civil Engineers & Land Surveyors 200 Griffin Road - Unit 3 Portsmouth, N.H. 03801-7114

Tel (603) 430-9282 Fax (603) 436-2315

1) PARCEL IS SHOWN ON THE TOWN OF HAMPTON ASSESSOR'S MAP 295, AS LOT 52.

2) OWNER OF RECORD: JAMES P. & NANCY M. HURRELL 14 OCEAN BOULEVARD NORTH HAMPTON, NH 03862

3) PARCEL IS LOCATED IN A FLOOD ZONE HAZARD AREA (AE - EL. 8 FT.) AS SHOWN ON FIRM PANEL 33015C0439F EFFECTIVE DATE: 1/29/2021.

4) EXISTING LOT AREA: 0.11 ACRES +/-

5) PARCEL IS LOCATED IN THE BUSINESS SEASONAL (BS) & TIDAL WETLANDS ZONING DISTRICTS.

6) DIMENSIONAL REQUIREMENTS:

2624/1540

5,000 S.F. MIN. LOT AREA: 20 FEET FRONTAGE: SETBACKS: FRONT: 4 FEET 4 FEET SIDE:

**REAR:** 

MAXIMUM STRUCTURE HEIGHT: 50 FEET MAXIMUM LOT COVERAGE:

4 FEET

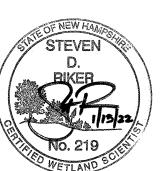
7) THE PURPOSE OF THIS PLAN IS TO SHOW THE EXISTING CONDITIONS ON PORTIONS OF ASSESSOR'S MAP 295, LOT 52 IN THE TOWN OF HAMPTON.

8) VERTICAL DATUM IS MEAN LOWER LOW WATER (MLLW). MLLW REFERENCED ON NOAA STATION 8423898 FORT POINT, NEWCASTLE ISLAND, NH. MLLW BEING 5.00 FEET LOWER THAN 0.0 NAVD88. BASED OF VERTICAL DATUM IS REDUNDANT RTN GNSS OBSERVATIONS.

9) THIS IS NOT A BOUNDARY SURVEY. BOUNDARY LINES AS SHOWN ARE BASED ON THE REFERENCE PLAN LISTED HEREON. NO DEED RESEARCH OR BOUNDARY DETERMINATION WAS MADE TO CONFIRM OR REFUTE MATTERS SHOWN ON SAID PLANS FOR THE PURPOSES OF THIS PLAN. EASEMENTS, RESERVATIONS, ETC. THAT MAY EXIST ARE NOT SHOWN OR NOTED HEREON.

# DOCK REPLACEMENT HURRELL PROPERTY 43 HARBOR ROAD HAMPTON, N.H.

0	ISSUED FOR COMMENT	1/6/22
NO.	DESCRIPTION	DATE
	REVISIONS	



SCALE: 1"=20'

JANUARY 2021

**EXISTING CONDITIONS PLAN** 

(FOR DISTURBED SITES) FIELD INDICATORS FOR IDENTIFYING HYDRIC SOILS IN NEW ENGLAND, VERSION 4. NEIWPCC WETLANDS WORK GROUP

D) CLASSIFICATION OF WETLANDS AND DEEPWATER HABITATS OF THE UNITED STATES. USFW MANUAL FWS/OBS-79/31 (1997).

E) "IDENTIFICATION AND DOCUMENTATION OF VERNAL POOLS IN NEW HAMPSHIRE" (1997). NEW HAMPSHIRE FISH AND GAME DEPARTMENT.

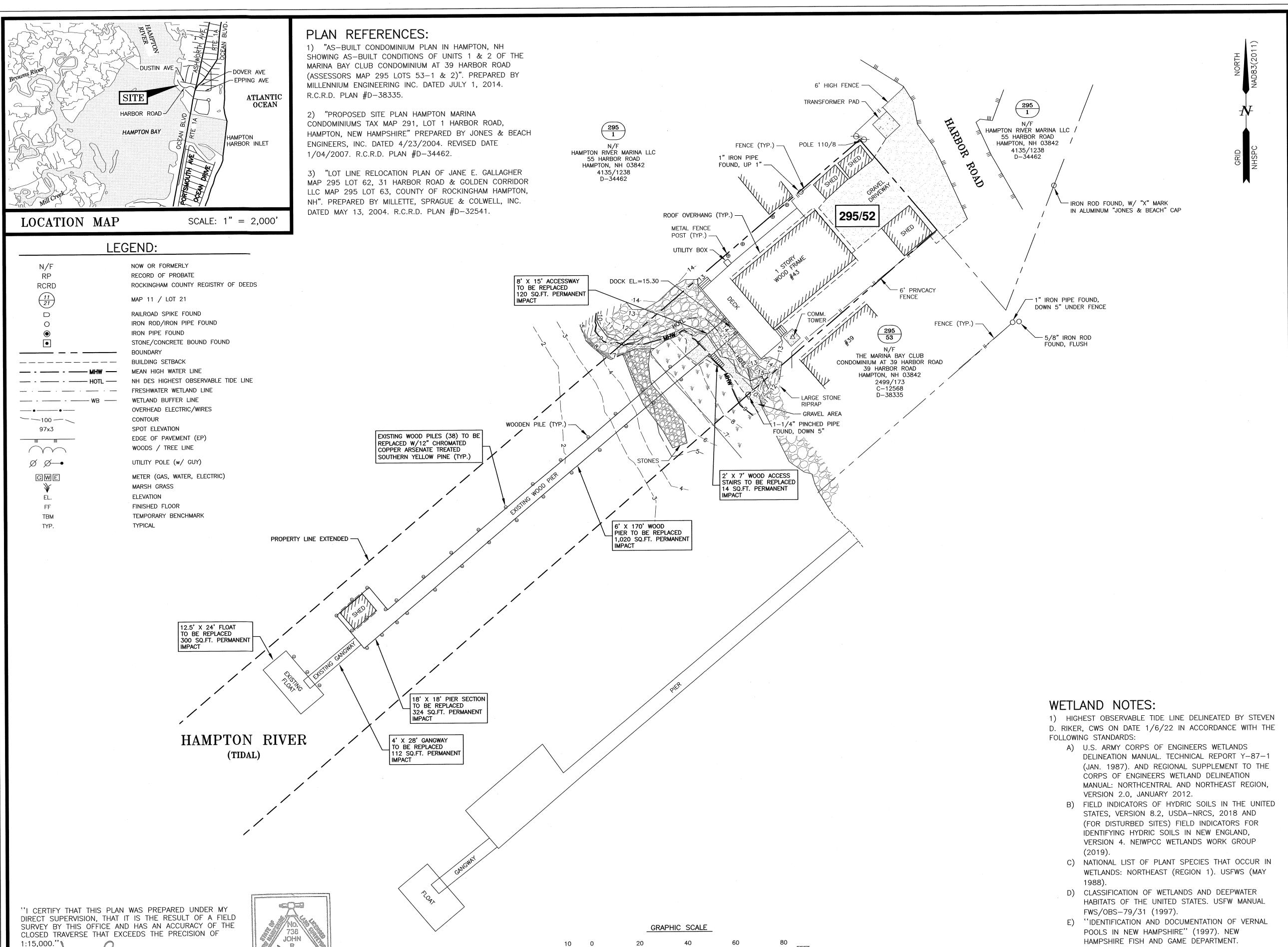
C) NATIONAL LIST OF PLANT SPECIES THAT OCCUR IN WETLANDS: NORTHEAST (REGION 1). USFWS (MAY

2) HIGHEST OBSERVABLE TIDE LINE FIELD LOCATED BY AMBIT ENGINEERING, INC.

(2019).

FB 270 PG 14

3050.79



1.6.22

DATE

JOHN R. CHAGNON, LLS #738

#

AMBIT ENGINEERING, INC.

Civil Engineers & Land Surveyors

200 Griffin Road - Unit 3 Portsmouth, N.H. 03801-7114 Tel (603) 430-9282 Fax (603) 436-2315

### NOTES

1) PARCEL IS SHOWN ON THE TOWN OF HAMPTON ASSESSOR'S MAP 295, AS LOT 52.

2) OWNER OF RECORD:

JAMES P. & NANCY M. HURRELL

14 OCEAN BOULEVARD

NORTH HAMPTON, NH 03862

2624/1540

3) PARCEL IS LOCATED IN A FLOOD ZONE HAZARD AREA (AE — EL. 8 FT.) AS SHOWN ON FIRM PANEL 33015C0439F EFFECTIVE DATE: 1/29/2021.

4) EXISTING LOT AREA: 0.11 ACRES +/-

5) PARCEL IS LOCATED IN THE BUSINESS SEASONAL (BS) & TIDAL WETLANDS ZONING DISTRICTS.

6) DIMENSIONAL REQUIREMENTS:

MIN. LOT AREA: 5,000 S.F. FRONTAGE: 20 FEET SETBACKS: FRONT: 4 FEET SIDE: 4 FEET

4 FEET

MAXIMUM STRUCTURE HEIGHT: 50 FEET MAXIMUM LOT COVERAGE: 75%

REAR:

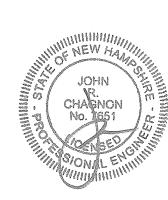
7) THE PURPOSE OF THIS PLAN IS TO SHOW THE EXISTING CONDITIONS ON PORTIONS OF ASSESSOR'S MAP 295, LOT 52 IN THE TOWN OF HAMPTON.

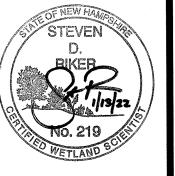
8) VERTICAL DATUM IS MEAN LOWER LOW WATER (MLLW). MLLW REFERENCED ON NOAA STATION 8423898 FORT POINT, NEWCASTLE ISLAND, NH. MLLW BEING 5.00 FEET LOWER THAN 0.0 NAVD88. BASED OF VERTICAL DATUM IS REDUNDANT RTN GNSS OBSERVATIONS.

9) THIS IS NOT A BOUNDARY SURVEY. BOUNDARY LINES AS SHOWN ARE BASED ON THE REFERENCE PLAN LISTED HEREON. NO DEED RESEARCH OR BOUNDARY DETERMINATION WAS MADE TO CONFIRM OR REFUTE MATTERS SHOWN ON SAID PLANS FOR THE PURPOSES OF THIS PLAN. EASEMENTS, RESERVATIONS, ETC. THAT MAY EXIST ARE NOT SHOWN OR NOTED HEREON.

# DOCK REPLACEMENT HURRELL PROPERTY 43 HARBOR ROAD HAMPTON, N.H.

0 ISSUED FOR COMMENT 1/6/22
NO. DESCRIPTION DATE
REVISIONS





SCALE: 1"=20'

JANUARY 2021

NH DES PERMIT PLAN

C2

FB 270 PG 14

2) HIGHEST OBSERVABLE TIDE LINE FIELD LOCATED BY

AMBIT ENGINEERING, INC.

3050.79